



Tulane Environmental Law Clinic

February 11, 2021

VIA FOIA ONLINE

U.S. Environmental Protection Agency

Re: Freedom of Information Act Request

Dear FOIA Officer:

On behalf of Healthy Gulf, Northshore Riverwatch, the Louisiana Environmental Action Network, the Louisiana Audubon Council, and the Sierra Club Delta Chapter (collectively, "Citizen Groups"), and pursuant to the Freedom of Information Act, 5 U.S.C. §552, we hereby request the following documentation, in whatever form, electronic or otherwise:

- 1) All documentation considered by EPA in connection with its approval on or about February 1, 2021, of Louisiana's triennial review of its water quality standards, including but not limited to: a) EPA's Technical Support Document or other decision documents on the approval; and b) any correspondence with the U.S. Fish & Wildlife Service, the National Oceanic and Atmospheric Administration, or the Louisiana Department of Wildlife and Fisheries on the triennial review, including any consultation pursuant to the Endangered Species Act.**
- 2) All documentation since December 12, 2016, regarding Louisiana's establishment of a site-specific dissolved oxygen criterion for the Eastern Lower Mississippi River Alluvial Plains ecoregion.**

Please prioritize the documents specifically listed in parts 1(a) and (b) of this request. We consent to receiving responsive documentation in installments, and believe the documents specified in parts 1(a) and (b) should not require much search efforts to produce.

We request a waiver of fees associated with responding to this request. The subject of this request concerns the operations and activities of the EPA, a governmental agency, and the information sought is likely to contribute to both Citizen Groups' and the public's understanding of these operations and activities. Further, this information is significant in terms of the public's understanding of EPA's processes because the information relates to EPA's approval of water quality standards that will have permanent effects on the waterbodies in Louisiana, including those used recreationally. Citizen Groups have no commercial interest in the information sought but, rather, seek to determine the extent to which EPA performed its statutorily-mandated supervisory role over states' attempts to set water quality standards. Citizen Groups plan to publicly disseminate relevant portions of the material they receive in response to this request.

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Should you decide that any of the requested material is not to be disclosed, please describe the material withheld and specify in detail the statutory or administrative basis for withholding it. All segregable, non-exempt parts of documents should be provided.

Thank you.

/s/ Lisa Jordan

Lisa W. Jordan, Director
Tulane Environmental Law Clinic
6329 Freret Street, Suite 130
New Orleans, LA 70118
Phone (Direct): (504) 314-2481
Phone (Main): (504) 865-5789
Email: lwjordan@tulane.edu

Counsel for Citizen Groups